

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
v.	:	DATE FILED: _____
JOSE IVAN HERRERA	:	VIOLATION:
	:	8 U.S.C. § 1326(a), (b)(2) (illegal reentry after deportation)

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about March 7, 2006, in Philadelphia, in the Eastern District of Pennsylvania, defendant

JOSE IVAN HERRERA,

an alien, and a native and citizen of Mexico who had previously been deported from the United States on or about September 3, 2003, was found in the United States, having knowingly and unlawfully re-entered the United States without first applying to the Attorney General of the United States or his successor, the Secretary for Homeland Security (Title 6, United States Code, Sections 202(3), (4) and 557), for permission to reapply for admission, and without receiving in response the express consent of the Attorney General or his successor to reapply for admission.